

Panaji, 11th May, 1973 (Vaisakha 21, 1895)

SERIES II No. 6



# OFFICIAL GAZETTE

## GOVERNMENT OF GOA, DAMAN AND DIU

### EXTRAORDINARY

#### GOVERNMENT OF GOA, DAMAN AND DIU

##### Food and Civil Supplies Department

Order

No. FCS/Misc/8875/73

In exercise of the powers conferred under clauses 8 and 9 of the Goa, Daman and Diu Essential Articles Prices (Display and Control) Order, 1968 read with Government notification No. 2-13/69/637/FCS-CS dated 1-5-1973, I, M. P. Tyagi, Director of Civil Supplies, Government of Goa, Daman and Diu, hereby make the following order to regulate the sale, disposal, delivery and distribution of cement in the Union Territory of Goa, Daman and Diu, namely:—

1. *Declaration of Stocks.*—(1) Every stockist or dealer in cement in the Union Territory of Goa, Daman and Diu shall, within three days of publication of this order in the Government Gazette declare the stock of cement held by him to:—

- (i) The Dy. Collector, Goa, North Division; or
- (ii) The Dy. Collector, Goa South Division; or
- (iii) The Collector, Daman; or
- (iv) The Civil Administrator, Diu

within whose jurisdiction the stockist or the dealer is having his place of business.

(2) Every declaration made under clause (a) above shall contain details as to the places or the godowns in which the cement declared is stocked.

(3) No stockist or dealer shall dispose of in any manner the stock declared by him under this clause without first obtaining a permit from the authorities referred to in sub-clause (2) of clause 3 of this order.

(4) A copy of the declaration made under this clause shall be submitted by the stockist or the dealer, to the Director of Civil Supplies, Panaji, Goa.

2. *Submission of returns.*—(1) Every stockist or dealer in cement in the Union Territory of Goa, Daman and Diu shall, submit every Monday, a return showing correctly the stock of cement held by him at the beginning of the week, receipt and issue during the week and the balance at the end of the week to the authority to whom the declaration under clause 1 had been submitted by him.

(2) The copy of such return shall be submitted by the stockist or the dealer to the Director of Civil Supplies, Panaji Goa.

3. *Disposing of cement by stockist or dealer.*—(1) No dealer or stockist shall sell cement in his stock to any person except on production of a valid permit issued by the authorities.

(2) A person requiring cement for his use shall apply in form 'A' appended to this order to the:—

- (a) The Dy. Collector, Goa North Division; or
- (b) The Dy. Collector, Goa South Division; or
- (c) The Collector, Daman; or
- (d) The Civil Administrator, Diu

within whose jurisdiction the construction work is to be carried out or is being carried out.

(3) Every application made under sub-clause (2) above shall be duly recommended by:—

(a) The Municipal Engineer or an engineer or architect of the Public Works Department if cement is required for construction of houses;

(b) By the Municipal Engineer or an engineer or architect of the Public Works Department, in Municipal areas or by the Sarpanch in the village Panchayat areas if cement, upto five bags, are required for minor repairs;

(c) By the concerned Block Development Officer if cement is required for construction purposes connected with agriculture, like, well etc.

(4) The permit shall be issued in form 'E' appended to this order.

4. *Issue of cash memo.*—Every stockists or dealer selling the cement shall issue a cash memo to the purchaser signed by him mentioning the permit number, its date, name and address of the purchaser, quantity, quality, rate and the total price for which the cement was sold by him to the purchaser. The cash memo shall be in possession of the person transporting the cement and shall be produced on demand to the Mamlatdar of Taluka or Inspector or Sub-Inspector or Assistant Inspector of the Civil Supplies Department or of the Police Department.

5. *Selling Price of Cement.*—All stockists and dealers shall sell cement at the rate fixed by the Director of Civil Supplies, Panaji, Goa. Any contravention will be dealt with under section 7 of the Essential Commodities Act, 1955 (10 of 1955).

6. *Maintenance of register.*—(1) Every stockists or dealer shall maintain a register of daily account for the sale of cement showing correctly:

- (a) Opening stock of each day;
- (b) The quantities received on each day showing the place origin;
- (c) The quantity sold on each day;
- (d) Closing stock on each day.

(2) Every stockist or dealer shall also maintain another register showing the details of day to day transaction under the following heads:—

- (a) Date of transaction;
- (b) Name and address of purchaser;
- (c) Quantity sold;

(d) The number of permit or authorisation against which the cement is sold;

(e) Signature of the purchaser.

7. *Ban on hoarding.*—No stockist or dealer shall withhold to sell the cement available in his stock to a person having valid permit issued to him by issuing authorities referred to in clause 3 above.

M. P. Tyagi, Director of Civil Supplies.

Panaji, 10th May, 1973.

FORM «A»

[See clause 3 (i)]

Application for Cement for personal use

From:

To:

I require ... (in words) bags of cement during the month of ... year ... for the following purposes.

...  
...  
...

The work will be carried out at the following locality:

...  
...

It is estimated that after the cement comes into my possession the work will take ... days to complete by which time the cement will have been consumed.

I have signed the declaration overleaf and such declaration concerns this my application.

Signature of applicant ...

Place ... date ...

No application will be considered if the applicant fails to sign the declaration overleaf.

Declaration concerning the application for Cement

Stamp duty, if any, payable on this agreement shall be borne by Government.

No application will be considered unless the declaration given below is signed by the applicant:—

1. I declare that no cement was purchased by me for the purpose above/ ... bags of cement were purchased by me for the above purpose earlier.

2. I declare that no other person has applied for the cement required for the specific purpose as defined above.

3. I declare that no application for the cement required for the specific purpose as defined above is being made by me, or any other person on my behalf, through any other channel.

4. I declare that if an authorization or permit is issued on my application, the full quantity of cement will be used for the work stated above and that it will not be used for any other work or given or sold to any other party and any breach by me of this condition will amount to misrepresentation and obtain cement by false pretence.

6. I agree that any authorized representative of the Director of Civil Supplies, Goa, Collector Daman or Civil Administrator

Diu or the Regional Cement Officer may inspect the work and my stocks obtained under this authorization or previous authorizations whatever they may be at any time on request and I shall also provide such information as to its use as may be asked for.

6. I agree that if it is found that any portion of the cement supplied to me has been resold or used for any other purpose than that stated by me or in the authorization or is not required for the said purpose all the cement in stock or with me may be confiscated.

Place ...

Date ...

Signature of the Applicant

FORM «B»

[See clause 3 (ii)]

Government of Goa, Daman and Diu

Department of Civil Supplies

Office of the ...

Messrs.

...  
...

You are authorized to supply cement as follows:—

1. Identor's name ...
2. Address ...
3. Quantity ...
4. The period the consumer is permitted to be in possession of cement from the date of issue ...
5. The cement is issued only for the purpose of ... and should be strictly used for that purpose.
6. The permit is not transferable.
7. The permit is valid for ... days from date of issue.

Signature and designation of Officer issuing the permit

Date:— ...

Copy to Identor for information.

Notification

No. 3-50/68/FCS-CS

In exercise of the powers conferred by sub-clause (3) of clause 1 of the Goa, Daman and Diu Food (Restrictions on Service of Meals by Catering Establishments) Order, 1973, the Government of Goa, Daman and Diu hereby appoints the 15th May, 1973, as the date on which the said order shall come into force throughout the Union Territory of Goa, Daman and Diu.

By order and in the name of the Administrator of Goa, Daman and Diu.

S. S. Sukthankar, Under Secretary (Planning).

Panaji, 10th May, 1973.